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**FEB 22 2007**

**OFFICE OF PETITIONS**

THE GATES CORPORATION  
IP LAW DEPT 10-A3  
1551 WEWATTA STREET  
DENVER CO 80202

|                              |   |                      |
|------------------------------|---|----------------------|
| In re Application of         | : |                      |
| Donald R. Gilbreath          | : |                      |
| Application No. 10/723,126   | : | DECISION ON PETITION |
| Filed: November 25, 2003     | : |                      |
| Attorney Docket No. C02-085A | : |                      |

This is a decision on the petition to withdraw the holding of abandonment under 37 CFR 1.181, filed December 19, 2006.

The petition is **GRANTED**.

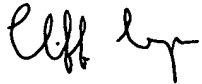
The above-identified application was held abandoned for failure to timely file a reply in response to the final Office action mailed April 4, 2006. A Notice of Abandonment was mailed on October 20, 2006.

A review of the application file reveals the presence of an RCE, together with an amendment and a three month extension of time, all filed on October 4, 2006. In addition, a review of Office records reveals that the Office received the fees for an RCE and the three month extension of time on that date. Accordingly, it is obvious that the Notice of Abandonment was mailed in error.

In view thereof, **the holding of abandonment is withdrawn.**

The matter is being forwarded to Group Art Unit 3679 for consideration of the RCE, filed October 4, 2006.

Telephone inquiries regarding this decision should be directed to the undersigned at (571)272-3207.

A handwritten signature in black ink, appearing to read "Cliff Congo". The signature is stylized with a large "C" and a long horizontal stroke.

Cliff Congo  
Petitions Attorney  
Office of Petitions